

USA

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of subject matter which is claimed and for which a patent is sought on an invention entitled  
**ITM FUEL CELLS LTD**

the specification of which ☐ is attached hereto or

☐ was filed on 20 DEC 2004 as United States Application Number or PCT International Application Number PCT/GB2004/005347 and was amended on (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for a patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application Number(s)	Country	Foreign Filing Date	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
0329459.2	GB	19 DEC 2003	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

I hereby appoint the following persons registered to practice before the Patent and Trademark Office as my attorneys with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith who are associated with **Customer Number 23557**.

The attorneys/patent agents currently associated with this Customer number are: David R. Saliwanchik, Reg. 31,794; Jeff Lloyd, Reg. 35,589; Doran R. Pace, Reg. 38,261; Jay M. Sanders, Reg. 39,355; Jean E. Kyle, Reg. 36,987; James S. Parker, Reg. 40,119; Frank C. Eisenschenk, Reg. 45,332; Glenn P. Ladwig, Reg. 46,853; Margaret Efron, Reg. 47,545; Gwendolyn L. Daniels, Reg. 51,594; John M. Sanders, Reg. No 30,126; and Jenna M. Morrison, Reg. No. 55,468

Direct all correspondence to:

Saliwanchik, Lloyd & Saliwanchik  
 3107 S.W. Williston Road  
 Gainesville, FL 32608  
 USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C 1001 and that such willful false statements may jeopardise the validity of the application or any patent issued thereon.

Full name of sole or First Inventor Donald James HIGHGATE

Inventor's signature *D Highgate*

Residence address Surrey RH5 6NS, United Kingdom

Post Office address  
The Wilderness, Holmbury Hill Road, Holmbury St Mary,  
Dorking, Surrey RH5 6NS, United Kingdom

Country of Citizenship United Kingdom

Date of signature *31<sup>st</sup> May 2006*